

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH

CRM-M-3203-2021 (O&M)

Date of Decision: January 29, 2021

Parhlad Singh alias Dhakad

... Petitioner

Versus

State of Haryana

... Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Daljeet Singh Virk, Advocate
for the petitioner.
Ms. Deepshikha Chauhan, AAG, Haryana.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No. 342 dated 20.10.2020, under Section 15 of NDPS Act registered at Police Station Ellenabad, District Sirsa.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 20.10.2020. It is further contended that the quantity of recovery of 20 kg. of poppy husk made from the petitioner is inter-mediate quantity. It is also contended that co-accused Parhlad has already been granted regular bail in CRM-M-43244-2020 while further contending that there is no other case under the NDPS Act pending against the petitioner.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from ASI Rajesh Kumar, opposes the grant of regular bail to the petitioner keeping in view heavy recovery of contraband,

however, does not dispute the fact that there is no other case under NDPS Act pending against the petitioner .

I have heard learned counsel for the parties.

The trial is likely to take time to conclude. The co-accused has already been allowed bail and there is no other case under the NDPS Act pending against the petitioner. No useful purpose would be served in keeping the petitioner behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on bail on his furnishing of adequate personal and surety bond to the satisfaction of concerned trial Court/Duty Magistrate. However, any observation made herein shall not be construed to be an expression on merits of the case.

January 29, 2021

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(JAISHREE THAKUR)

JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No